Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 917 - 00197 - 8794 - 145 | Date: 03/14/17 | Time: 1745 Hours

Location: Harbor College | City or Station: Torrance

Bureau/Station/Facility: Community College Bureau | Admin. Investigation: ○ YES ◉ NO

Type of Force: Take Down/ Control Holds

Incident Category: ○1 ○2 ◉3 | Deputy Injury: ○ YES ◉ NO | Suspect Injury ◉ YES ○ NO

☒ Call ☐ Observation ☐ Detail | ☐ Foot Pursuit ☐ Vehicle Pursuit

IAB Notified: ◉YES ○ NO Person Notified: Lieutenant Maldonado Emp: [redacted] IAB Roll Out ◉ YES ○ NO

Involved Employee

E1

Employee #: [redacted] | Last Name: Martinez | First Name: Jose | Middle I.: | Rank: DSG

Sex: ◉ M ○ F | Race: H | Height: 09 | Weight: 175 | Age: [redacted] | Shift: ○ EM ○ Day ◉ PM | ◉ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment: Community College Bureau | Work Assignment (Unit #, Module, etc.): Harbor College

Individual Force Used: Take Down | ○ Directed ○ Rescue ○ Medical Assist | Individual Category ○1 ○2 ◉3

☐ Injured ☐ Treated ☐ Admitted Facility: | Coroner Case #

E2

Employee #: [redacted] | Last Name: [redacted] | First Name: [redacted] | Middle I.: | Rank: SO

Sex: ◉ M ○ F | Race: W | Height: 508 | Weight: 185 | Age: [redacted] | Shift: ○ EM ○ Day ◉ PM | ◉ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment: Community College Bureau | Work Assignment (Unit #, Module, etc.): Harbor College

Individual Force Used: Control Techniques | ○ Directed ○ Rescue ○ Medical Assist | Individual Category ◉1 ○2 ○3

☐ Injured ☐ Treated ☐ Admitted Facility: | Coroner Case #

E3

Employee #: [redacted] | Last Name: [redacted] | First Name: [redacted] | Middle I.: | Rank: SO

Sex: ○ M ◉ F | Race: H | Height: 504 | Weight: 125 | Age: [redacted] | Shift: ○ EM ○ Day ◉ PM | ◉ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment: Community College Bureau | Work Assignment (Unit #, Module, etc.): Harbor College

Individual Force Used: Control Techniques | ○ Directed ○ Rescue ○ Medical Assist | Individual Category ◉1 ○2 ○3

☐ Injured ☐ Treated ☐ Admitted Facility: | Coroner Case #

On Duty Supervisor ☐ Additional Involved Employees

Emp #: [redacted] | Last Name: Osterman | First Name: Anthony | Middle I.: | Rank: Sgt. | Present: YES ○ NO ◉ | Witness to Incident: YES ○ NO ◉

Supervisor Completing Investigation

Emp #: [redacted] | Last Name: Barron | First Name: Eric | Middle I.: | Rank: Sgt. | Present: YES ○ NO ◉ | Witness to Incident: YES ○ NO ◉

Watch Commander / Supervising Lieutenant

Emp #: [redacted] | Last Name: Cale | First Name: Jeff | Middle I.: | Rank: Lt.

Quitman V. Carter [signature] | 10/05/16

Watch Commander / Supervising Lieutenant's **Signature:** | Date | Copy Provided to Employee by: | Emp #:

Jossie Woolum

Unit Commander **(Print Name)** | Unit Commander's **Signature:** | Emp #: | Date

DISCOVERY Use Only

FO#

☐ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 01/13)

Supervisor's Report on Use of Force
SUSPECT INFORMATION

917 - 00197 - 8794 - 145

Suspect Information

S 1

Last Name: Dominguez	First Name: Angel	Middle Name: David	Armed? Select: Not Armed
AKA Last Name:	First Name:	Middle Name:	

Sex:	Race:	Age:	Height:	Weight	D.O.B:	Phone #1: ◯ H ◯ W ◯ C	Phone #2: ◯ H ◯ W ◯ C
◉ Male ◯ Female	H	20	510	135	09/26/96	No phone	

Street Address: [redacted] City: [redacted] State & Zip Code: [redacted]

Booking #: 4933369 Primary Charge Code: 148(A)(1)PC Secondary Charge Code: 602.12(A)(1)P ☒ Criminal History

Treated on Scene? ◯ YES ◉ NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? ☐ Rec'd Treatment At: UCLA Harbor Hospital Coroner Case #: ______ Mental History ☐ User's guide provides direction on this entry

By: Dr. Laun Address: 1000 West Carson Street, Torrance, Ca Phone #: (310) 222-2345

Under Influence: ◉ YES ◯ NO Substance: CNS Stimulant 5150 a factor in force? ◯ YES ◉ NO User's guide provides direction on this entry

Suspect Interview

Date: 03/16/17 Time: 1000 ☒ Audiotape: ☒ Videotape: ☒ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name:	First Name:	Middle Name:	Armed? Select:
AKA Last Name:	First Name:	Middle Name:	

Sex:	Race:	Age:	Height:	D.O.B.	Weight:	Phone #1: ◯ H ◯ W ◯ C	Phone #2: ◯ H ◯ W ◯ C
◯ Male ◯ Female							

Street Address: City: State & Zip Code:

Booking #: Primary Charge Code: Secondary Charge Code: ☐ Criminal History

Treated on Scene? ◯ YES ◯ NO By: ______ Unit: ______ Phone #: ______

Hospital Admission? ☐ Rec'd Treatment At: ______ Coroner Case #: ______ Mental History ☐ User's guide provides direction on this entry

By: ______ Address: ______ Phone #: ______

Under Influence: ◯ YES ◯ NO Substance: ______ 5150 a factor in force? ◯ YES ◯ NO User's guide provides direction on this entry

Suspect Interview

Date: Time: ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name:	First Name:	Middle Name:	Armed? Select:
AKA Last Name:	First Name:	Middle Name:	

Sex:	Race:	Age:	Height:	D.O.B.	Weight:	Phone #1: ◯ H ◯ W ◯ C	Phone #2: ◯ H ◯ W ◯ C
◯ Male ◯ Female							

Street Address: City: State & Zip Code:

Booking #: Primary Charge Code: Secondary Charge Code: ☐ Criminal History

Treated on Scene? ◯ YES ◯ NO By: ______ Unit: ______ Phone #: ______

Hospital Admission? ☐ Rec'd Treatment At: ______ Coroner Case #: ______ Mental History ☐ User's guide provides direction on this entry

By: ______ Address: ______ Phone #: ______

Under Influence: ◯ YES ◯ NO Substance: ______ 5150 a factor in force? ◯ YES ◯ NO User's guide provides direction on this entry

Suspect Interview

Date: Time: ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION

917 - 00197 - 8794 - 145

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Anderson	Thomas	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Lomita Sheriff Station	170S	( ) EM ( ) Day (•) PM	(•) Regular ( ) OT ( ) Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Cale	Jeffrey	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Community College Bureau	Watch Commander	( ) EM ( ) Day (•) PM	( ) Regular (•) OT ( ) Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Osterman	Anthony	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Community College Bureau	876S	( ) EM ( ) Day (•) PM	(•) Regular ( ) OT ( ) Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.
	[redacted]			

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

☐ Additional Witness

Supervisor's Report on Use of Force

9 1 7 - 0 0 1 9 7 - 8 7 9 4 - 1 4 5

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Dominguez, Angel	S1	Deputy Martinez	E1	RS	NN	NN
Deputy Martinez	E1	Dominguez, Angel	S1	RH	NN	NN
Dominguez, Angel	S1	Deputy Martinez	E1	RS	NN	NN
Deputy Martinez	E1	Dominguez, Angel	S1	CT	NN	NN
Dominguez, Angel	S1	Deputy Martinez	E1	PP	NN	NN
Deputy Martinez	E1	Dominguez, Angel	S1	TD	FR	FA
Dominguez, Angel	S1	Deputy Martinez	E1	PK	NN	NN
[redacted]	E2	Dominguez, Angel	S1	CT	NN	NN
[redacted]	E3	Dominguez, Angel	S1	CT	NN	NN

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT:	**Use of Force (Category Three – Fractured Left Jaw)**
IAB FILE NUMBER:	**FO 2423932**
URN#:	**917-00197-8794-145**
DATE/TIME:	**March 14, 2017, 1740 hours, Tuesday**
LOCATION:	**Los Angeles Harbor College** **1111 Figueroa Place,** **Wilmington, CA 90744**

SYNOPSIS

On March 14, 2017, Community College Bureau field personnel were involved in a use of force at Harbor College. On March 15, 2017, Internal Affairs Bureau (IAB) was notified that the use of force resulted with a non-displaced fracture to the suspect's left jaw. The force review was assigned to Sergeant Eric Barron.

SUMMARY

On March 14, 2017, at approximately 1740 hours, PM shift Community College Bureau personnel were dispatched to the SSA (Student Services Administration) building at Harbor College for a disturbance call. Deputy Martinez responded from the Harbor College substation. While responding, someone advised him this call may be related to two similar calls for service on dayshift.

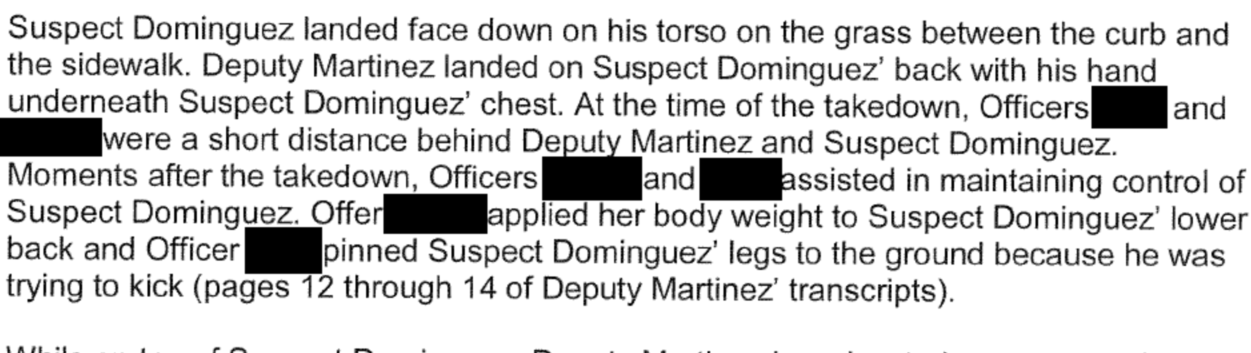
Deputy Martinez and Security Officers [redacted] and [redacted] arrived at the SSA building at about the same time. Deputy Martinez told IAB investigators he entered the SSA building and saw Suspect Dominguez pacing back and forth, speaking loudly, and using profanity (pages 2 and 20 of Deputy Martinez' transcripts). Deputy Martinez motioned, using his hand, to Suspect Dominguez for him to come outside. Subject Dominguez complied (page 20 of Deputy Martinez' transcripts). Officer [redacted] told IAB investigators she also entered the SSA building, and stayed inside speaking with a school employee when Suspect Dominguez exited (page 3 of Officer [redacted] transcripts).

Once outside, Suspect Dominguez continually put his hands in his pockets, so Deputy Martinez asked if he could search him for weapons. Suspect Dominguez told Deputy Martinez he did not mind being searched (page 2 of Deputy Martinez' transcripts). Officer [redacted] was in close proximity to Deputy Martinez.

Deputy Martinez put Suspect Dominguez' hands behind his back and grasped them with his left hand. He intended to use his right hand to conduct the pat-down search; however, Suspect Dominguez tried to pull away. Deputy Martinez overcame Suspect Dominguez' resistance by exerting his strength and increasing his grip of Suspect Dominguez' hands (page 18 of Deputy Dominguez transcripts). Deputy Martinez retrieved his handcuffs and attempted to handcuff him, but he dropped them. Officer [redacted] gave Deputy Martinez his handcuffs, and Deputy Martinez was able to handcuff Suspect Dominguez. As Deputy Martinez handcuffed Suspect Dominguez, he (Martinez) repeatedly told him to calm down (pages 5 and 6 of Deputy Martinez' transcripts).

After handcuffing, Deputy Martinez walked Suspect Dominguez to his patrol car which was approximately thirty feet away. As they walked toward the patrol car, Deputy Martinez maintained his hold of Suspect Dominguez' hands, which were behind his back. Deputy Martinez told Suspect Dominguez to relax and that he just wanted to talk to him. Suspect Dominguez was still agitated, tried to pull away from Deputy Martinez' by thrashing his upper body, and told Deputy Martinez "fuck you", and used other profanity toward him (pages 2, 7 and 8 of Deputy Martinez' transcripts).

Deputy Martinez repositioned his hand to Suspect Dominguez' upper arm to maintain control of him. Deputy Martinez said he did not have difficulty maintaining physical control of Suspect Dominguez (pages 7 and 8 of Deputy Martinez' transcripts). Since Suspect Dominguez remained uncooperative, Deputy Martinez decided to place him in his patrol car. When they got to the patrol car, Deputy Martinez opened the passenger side rear door to put him inside. Suspect Dominguez placed a foot on the lower door frame, and used it for leverage to thrust his body backward into Deputy Martinez. Suspect Dominguez' upper back came in contact with Deputy Martinez' chest causing him to momentarily lose his balance. When he regained his balance, he grabbed Suspect Dominguez' left shoulder, with his left hand, from behind. Deputy Martinez then rotated his (Martinez') body to his left, and used his (Martinez') right hand and body weight to force Suspect Dominguez to the ground (pages 8 through 12 of Deputy Martinez' transcripts).


Suspect Dominguez landed face down on his torso on the grass between the curb and the sidewalk. Deputy Martinez landed on Suspect Dominguez' back with his hand underneath Suspect Dominguez' chest. At the time of the takedown, Officers [redacted] and [redacted] were a short distance behind Deputy Martinez and Suspect Dominguez. Moments after the takedown, Officers [redacted] and [redacted] assisted in maintaining control of Suspect Dominguez. Offer [redacted] applied her body weight to Suspect Dominguez' lower back and Officer [redacted] pinned Suspect Dominguez' legs to the ground because he was trying to kick (pages 12 through 14 of Deputy Martinez' transcripts).

While on top of Suspect Dominguez, Deputy Martinez broadcasted emergent radio traffic regarding the incident. Lomita Field Sergeant Thomas Anderson (170S) was the first field supervisor to arrive on scene, along with Lomita Deputy [redacted]. When he arrived, Sergeant Anderson saw Deputy Martinez laying on Suspect

Dominguez' back and Officer [redacted] had control of his feet. As a preventive measure, he (Anderson) directed Deputy [redacted] to hobble Suspect Dominguez' legs. Deputies Martinez and [redacted] placed Suspect Dominguez in the rear of Deputy Martinez' patrol car.

Sergeant Anderson monitored Suspect Dominguez and the situation until Community College Bureau field supervisors arrived. When Sergeants Osterman and Jimenez and Lieutenant Cale from Community College Bureau arrived, the involved personnel reported their involvement in this incident. According to Sergeant Osterman, the involved personnel's written reports were consistent with their verbal reports.

A short time after the incident, Sergeant Osterman and Lieutenant Cale conducted a videotaped interview of Suspect Dominguez regarding this incident.

Suspect Dominguez was transported to Harbor UCLA Medical Center, where he was treated by Doctor Stephanie Laun. Doctor Laun indicated Suspect Dominguez had a non-displaced fracture to his left jaw (mandible). Doctor Laun stated this type of fracture is very common and usually sustained by some sort of impact.

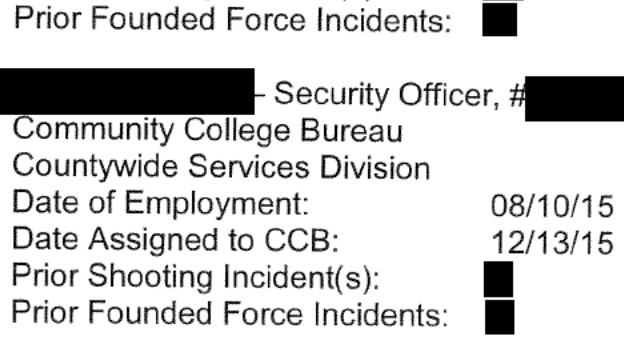
The reports submitted by the involved personnel, copies of Community College Bureau and Lomita Sheriff Station PM Shift In-services, Suspect Dominguez' medical paperwork from Harbor UCLA Medical Center, a DVD containing Lieutenant Cale's and Sergeant Osterman's Watch Commander interview with Suspect Dominguez, and photographs of Suspect Dominguez were included in this case as **Exhibit A**.

Deputy Martinez subsequently arrested Suspect Dominguez for Obstructing a Peace Officer (148(A)(1)PC) and Trespassing (602.12(A)(1)PC).

INVOLVED PERSONNEL

Martinez, Jose – Deputy Sheriff, #[redacted]
Community College Bureau
Countywide Services Division

Date of Employment:	08/21/06
Date Assigned to CCB:	05/27/12
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incidents:	[redacted]



[redacted] - Security Officer, #[redacted]
Community College Bureau
Countywide Services Division

Date of Employment:	08/10/15
Date Assigned to CCB:	12/13/15
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incidents:	[redacted]

[redacted] – Security Officer, #[redacted]
Community College Bureau
Countywide Services Division
Date of Employment: 05/06/10
Date Assigned to CCB: 06/13/10
Prior Shooting Incident(s): [redacted]
Prior Founded Force Incidents: [redacted]

INVOLVED SUSPECT

Dominguez, Angel MH/20, Booking# 4933369

Address: [redacted]
Booking Charges: 148(a)(1) PC (Resist a Peace Officer)
602.12(A)(1) PC (Trespassing)
Court Case Number 7LB06858

Criminal History: CII #[redacted]

Suspect Dominguez' criminal history consisted of [redacted] His criminal history printouts are included with this case as **Exhibit B**.

INVESTIGATION

IAB investigators viewed the videotaped interviews conducted by Lieutenant Cale and Sergeant Osterman. While speaking with them, Suspect Dominguez had cyclic emotions, appeared to have difficulty maintaining his train of thought, and appeared to be intoxicated. He did not display physical difficulty while speaking, nor did he complain of any pain.

During the interview, Suspect Dominguez told Lieutenant Cale nothing happened with the deputies and he was not injured. He admitted to drinking a little beer, smoking marijuana, and using methamphetamine earlier that day. When asked about the swelling to his right cheek, he said he got that injury the day before this incident. Suspect Dominguez claimed he got the injury from a fall when he was running while playing basketball. He said he was not injured from his interaction with the deputies, and the deputies are actually good people. Suspect Dominguez said the deputy told him to put his hands behind his back, and when he (Dominguez) talks, he uses his hands a lot; so maybe the deputy thought he hit or pushed him. He was then handcuffed and put in the police car.

Sergeant Osterman provided IAB investigators with a DVD that contained video footage from a surveillance camera above the SSA building **[Exhibit C]**. He stated this was the only footage of the area. The footage captured Deputy Martinez and Security Officers [redacted] and [redacted] arriving and walking toward the SSA building. A short time later, they are seen walking with Suspect Dominguez (who was handcuffed) toward "L Street" where Deputy Martinez parked his patrol car. In his interview with IAB investigators, Deputy Martinez said he told Suspect Dominguez he wanted to talk to him near a tree. The video footage captured Deputy Martinez and Suspect Dominguez talking near a palm tree for approximately fifteen seconds before walking toward the radio car and out of camera view. The takedown executed by Deputy Martinez was not captured on video.

IAB investigators took photographs of the scene and created a video commentary depicting the route from the SSA building to Deputy Martinez' patrol car **[Exhibit D]**.

IAB investigators sent Nickolay Teophilov, the Chief Physician of Correctional Health Services, Suspect Dominguez' x-ray report for his review. Investigators requested his opinion to help determine if Suspect Dominguez' jaw injury was sustained prior to this incident, since he did not complain of pain to Lieutenant Cale nor did he appear to be in discomfort or pain during his interview a short time after the incident.

Doctor Teophilov indicated the description of the fracture in the x-ray report suggested the fracture could have occurred any time within the previous ten days of the x-ray. The lower jaw was not visibly deformed because the fracture was not displaced. Additionally, the fact the suspect was not complaining of pain bears no significance. The Email correspondence between IAB investigators and Doctor Teophilov was submitted with this case as **Exhibit E**.

IAB investigators conducted interviews with Suspect Dominguez, Deputy Jose Martinez, Lieutenant Cale, and Sergeants Anthony Osterman and Thomas Anderson. The interviews were digitally recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions.

Suspect Dominguez

Suspect Dominguez was interviewed by IAB investigators at the Inmate Reception Center on video tape **[Exhibit F]**. Suspect Dominguez appeared to have difficulty remembering when he was handcuffed. Initially he stated he was handcuffed while he was standing (pages 8 and 9 of Suspect Dominguez' transcripts). Later in the interview he said he was not handcuffed until after he pushed off the radio car and taken to the ground by Deputy Martinez (pages 37 through 38 of Suspect Dominguez' transcripts).

Suspect Dominguez admitted to being resistive and said he pulled away from Deputy Martinez early in the contact, just outside the SSA building (page 6 of Suspect Dominguez' transcripts). He said he did not want to get in the radio car, so he used his foot to push off the patrol car door frame, backward into Deputy Martinez. Deputy

Martinez then forced him to the ground. He landed on his torso with his lower body on the grass and his upper body on the sidewalk. He said he hit his right cheek on the pavement when he landed and thought his jaw was broken (pages 16 through 18 and 25 of Suspect Dominguez' transcripts).

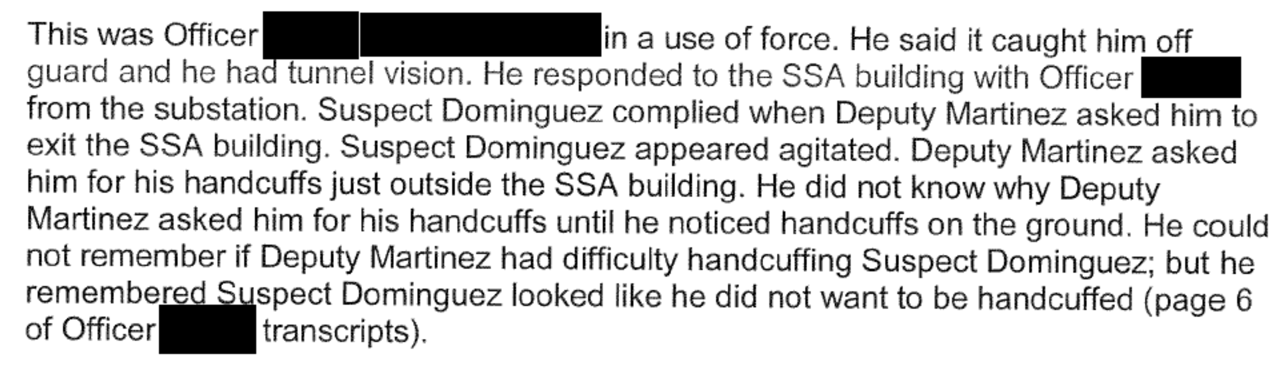
Suspect Dominguez also alleged Lieutenant Cale and Sergeant Osterman told him to lie, during their videotaped interview, a short time after the incident. He said they told him to say he got the visible injury to his right cheek while playing basketball, the day before this incident (pages 18 through 23 of Suspect Dominguez' transcripts).

Suspect Dominguez said he thinks he has been followed by the cops for a couple of months. He smoked marijuana and drank some beer, which was given to him by some Mormons, prior to his contact with the deputies. He also used methamphetamine an hour before his contact with Deputy Martinez (pages 22 through 28 of Suspect Dominguez' transcripts). He said methamphetamine sometimes makes him violent and he has been using methamphetamine daily for more than a month (pages 30 and 31 of Suspect Dominguez' transcripts).

Deputy Martinez

The above written synopsis was based on Deputy Martinez' interview with IAB investigators. He stated Suspect Dominguez' actions fell within the Assaultive Category of the Department's Force Options Chart. He felt his reaction to Suspect Dominguez' assault was consistent with Department training and was within policy. Deputy Martinez stated he did not kick or hit the suspect in any fashion, nor did he see any Department personnel do so.

Security Officer [redacted]


This was Officer [redacted] in a use of force. He said it caught him off guard and he had tunnel vision. He responded to the SSA building with Officer [redacted] from the substation. Suspect Dominguez complied when Deputy Martinez asked him to exit the SSA building. Suspect Dominguez appeared agitated. Deputy Martinez asked him for his handcuffs just outside the SSA building. He did not know why Deputy Martinez asked him for his handcuffs until he noticed handcuffs on the ground. He could not remember if Deputy Martinez had difficulty handcuffing Suspect Dominguez; but he remembered Suspect Dominguez looked like he did not want to be handcuffed (page 6 of Officer [redacted] transcripts).

When Deputy Martinez attempted to put Suspect Dominguez in the radio car, he (Dominguez) faced Deputy Martinez and used his foot to push off the car to lunge at Deputy Martinez. In one fluid motion, Deputy Martinez and Suspect Dominguez went to the ground. Officer [redacted] did not remember the technique Deputy Martinez used to take Suspect Dominguez to the ground (pages 9 through 12 of Officer [redacted] transcripts).

Officer [redacted] did not see how Suspect Dominguez landed on the ground, but remembered Deputy Martinez landed on top of him and broadcasted radio traffic. Suspect Dominguez landed in the middle of the grass (pages 17 and 18 of Officer [redacted] transcripts).

While on the ground Suspect Dominguez began kicking, so Officer [redacted] placed his hands on his (Dominguez') calves to control his legs (page 14 of Officer [redacted] transcripts). He controlled the suspect's legs until additional personnel arrived and Deputy [redacted] hobbled his ankles. Officer [redacted] had both her arms on Suspect Dominguez' lower back to help control him. Officer [redacted] did not hit or kick Suspect Dominguez in any fashion, nor did he see anyone do so.

Security Officer [redacted]

Officer [redacted] said she stayed inside the SSA building talking to an employee as Suspect Dominguez exited. When she exited the building she saw handcuffs on the floor and Deputy Martinez was in the process of handcuffing Suspect Dominguez. Suspect Dominguez was resisting being handcuffed by flailing his arms and trying to walk away. Deputy Martinez overcame Suspect Dominguez' resistance by holding onto him tightly.

Deputy Martinez spoke to Suspect Dominguez in a calm manner as he walked him toward the radio car. When Deputy Martinez tried to place Suspect Dominguez in the radio car, Suspect Dominguez used his foot to push off the radio car into Deputy Martinez. Deputy Martinez moved backward to stabilize himself and then he took Suspect Dominguez to the ground. Officer [redacted] did not recall the maneuver Deputy Martinez used to take Suspect Dominguez to the ground (page 8 of Officer [redacted] transcripts).

Suspect Dominguez' body landed on the grass area between the curb and sidewalk. His head was at least one foot away from concrete. Suspect Dominguez continued to flail and kick his legs while on the ground, so she leaned on his back with her hands to hold him down. Officer [redacted] held the suspect's feet down. When assisting personnel arrived, a deputy hobbled the suspect's feet while his feet were pinned to the ground.

Officer [redacted] stated she did not kick or hit the suspect in any fashion, nor did she see any Department personnel do so.

Sergeant Anderson

Lomita Field Sergeant Thomas Anderson (170S) was the first field supervisor to arrive on scene, along with Lomita Deputy [redacted]. When he arrived, he saw Deputy Martinez laying on Suspect Dominguez' back and Officer [redacted] had control of his feet. As a preventive measure, he (Anderson) directed Deputy [redacted] to hobble Suspect Dominguez' legs while they were still pinned to the ground. Deputies Martinez and [redacted] placed Suspect Dominguez in the rear of Deputy Martinez' patrol car.

Upon arrival, Sergeant Anderson did not see any bystanders. Once Suspect Dominguez was placed in the rear of the patrol car, he saw a few; so he sent Deputy [redacted] to ascertain if they witnessed the force. Deputy [redacted] told him he contacted several individuals, but they did not witness the incident.

Sergeant Anderson directed Deputy [redacted] to look for potential witnesses while he monitored Suspect Dominguez and the situation until Community College Bureau field supervisors arrived.

IAB Investigators interviewed **Lieutenant Cale** and **Sergeant Osterman** due to Suspect Dominguez alleging they told him to say he sustained the injury to his cheek while playing basketball. Lieutenant Cale and Sergeant Osterman both stated they did not tell Suspect Dominguez to say he sustained the injury as he (Dominguez) reported.

SUSPECT INJURIES:

Suspect Dominguez sustained swelling to his right cheekbone and a non-displaced left mandible fracture (fracture to his left jaw). A compact disc containing photos of Suspect Dominguez' injuries were included in this case in **Exhibit A**.

> **IAB Note:** **A mandible fracture is a jaw fracture. According to "emedicinehealth.com", only the nose is broken more frequently. It is a common facial injury because of the mandible's prominence and lack of support. In a "non-displaced" fracture, the bone cracks either part or all of the way through, but does not move and maintains its proper alignment.**

WEAPONS USED BY DEPUTY PERSONNEL:

Deputy Martinez and Security Officers [redacted] and [redacted] used their body weight to overcome Suspect Dominguez' resistance.

WEAPONS USED BY SUBJECT:

Physical resistance.

RADIO TRANSMISSION:

IAB investigators obtained the radio traffic transmitted by Deputy Martinez. The radio traffic was transferred to a compact disc and submitted with this case as **Exhibit G**. The Sheriff's Communication Center (SCC) Radio Traffic Officer (RTO) requested a Lomita Station field sergeant. Three minutes and twenty seconds after the initial radio traffic, Lomita Sheriff Station Sergeant Anderson advised he was responding Code 3. He arrived on scene approximately three minutes and forty five seconds later. Forty five seconds after his arrival, he advised the situation was Code 4.

CHARGES FILED AND DISPOSITIONS:

Investigator's Name: Community College Bureau Detective Juong Yi, #[redacted]

Court: Long Beach Courthouse

Charges: The District Attorney filed (1) misdemeanor count of 602(K) PC (Trespassing) and (1) misdemeanor count of 415(3) PC (Use of offensive words likely to provoke a violent reaction) against Suspect Dominguez (Case #7LB06858). On May 8, 2017, Suspect Dominguez was convicted of both charges and sentenced to 96 days in County Jail and three years of Summary Probation.

The Minute Order to case number 7LB06858 was included in this case in the Miscellaneous Documents section.